

AFFIDAVIT

(To be completed by the appropriate prison official)

COMMONWEALTH OF PENNSYLVANIA

: CIVIL ACTION NO. 1: CV-00-0702I, ROGER S. THOMAS, being duly sworn, depose and say:

- (1) I am employed as Deputy Warden at York County Prison
I have served in that capacity since MARCH 1990, 19__.
- (2) The plaintiff, FREDI GONZALES-DELEON, Reg. No. 57441,
is presently incarcerated at the said institution.

(3) The following is a listing of assets at the said institution belonging to plaintiff:

a. Prison account

1. Present balance: \$ 1.03
2. Total amount of deposits during six months preceding the filing of the complaint: \$ 31.12
3. Average monthly balance: \$ approx \$7.50
4. Average monthly deposits: \$ less than \$25

b. Employment

1. Institutional employment: \$ none
2. Average monthly wage: \$ none

c. Other resources: none

- (4) I have attached a true and correct copy of the record of the transactions of the prisoner's account which occurred within the six months preceding the filing of the complaint.
- (5) The above information set forth in this affidavit is true and correct to the best of my knowledge, information and belief.

Signature

Roger Thomas
Deputy Warden 5/23/00Sworn to and subscribed
before me this _____ day
of _____, 19__.

Return to:

Notary Public
My Commission Expires:United States District Court
235 N. Washington Avenue
P.O. Box 1148
Scranton, PA 18501-1148FILED
SCRANTONPER [Signature]
DEPUTY CLERK

Date : 05/23/2000

Account Activity Ledger

Time : 14:12

From : 02/24/2000 To : 05/23/2000

Comment	Trx Date	Time	Batch /Inv #	Trx Type	Invoice	Deposit	Withdrawal	Balance Forward
ID 57441	Name	GONZALEZ-DELEON (I),		Block	NNF-2A			
Initial Entry	02/24/2000	08:00	B#20722	D		0.00		0.00
	02/24/2000	08:56	B#20736	D		6.12		6.12
Sales Transaction	02/29/2000	14:25	I#13699	I	5.01			1.11
	03/14/2000	09:30	B#21296	D		25.00		26.11
Sales Transaction	03/28/2000	14:34	I#17002	I	7.04			19.07
copies/pike	04/07/2000	14:08	B#22021	W			-2.00	17.07
postage	04/10/2000	07:07	B#22029	W			-0.11	16.96
postage	04/10/2000	08:23	B#22040	W			-0.11	16.85
Sales Transaction	04/11/2000	13:33	I#18579	I	3.30			13.55
Sales Transaction	04/18/2000	13:22	I#19264	I	4.87			8.68
Sales Transaction	05/09/2000	14:24	I#21514	I	2.41			6.27
Sales Transaction	05/16/2000	12:52	I#22356	I	5.24			1.03
			Deposits	3	For \$	31.12		
			Withdraws	3	For \$	-2.22		
			Invoices	6	For \$	27.87		

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

FREDI ARMANDO GONZALES DE LEON, :

Petitioner 57441 :

v. :

JANET RENO, ET AL., :

Respondents :

CIVIL NO. 1:CV-00-0702

(Judge Caldwell)

FILED
HARRISBURG, PA

MAY 09 2000

ORDER

MARY E. D'ANDREA, CLERK
Per 515
Deputy Clerk

Background


This is a petition for a writ of habeas corpus filed under 28 U.S.C. § 2241. The financial affidavit accompanying the prisoner's motion to proceed in forma pauperis indicates that he may not be required to pay the full statutory filing fee of \$5.00. Therefore, temporary approval to proceed in forma pauperis will be granted so the court may request from the warden or other appropriate official a summary of the transactions in the petitioner's account for the six (6) months preceding the filing of this petition.

The warden or other appropriate official will be directed to provide this court with a record of the transactions, inflow and outflow of funds through the prisoner's account, which occurred within the preceding six (6) month period and advise the court of the present balance in the prisoner's account. The court shall be advised whether the prisoner has institutional employment and, if so, his average monthly income from the job.

If the records are at another institution or if the records are for some reason unavailable, this court should be so informed.

AND NOW, this 9th day of May, 2000, it is ordered that:

1. The petitioner is granted temporary leave to proceed in forma pauperis, pursuant to Title 28 of the United States Code, § 1915(a).
2. Within ten (10) days of the date of this order, the warden or other appropriate official shall complete the attached affidavit form and provide the requested information to the court.
3. Pursuant to Jones v. Zimmerman, 752 F.2d 76 (3d Cir. 1985), the warden shall simultaneously provide a copy of the completed affidavit to the petitioner.



WILLIAM W. CALDWELL
United States District Judge